*Previous references.*
Legis 34-09 ; 1-13
Legis 19-12 ; 1-2
Legis 26-07 ; 1
Legis 5-06

1912-13
( Legis )

File No. 19-12
Serial Nos. 3-5

*Later references.*
Legis 26-13
Sls 1-10 & 13, 14
A Jan: 14
Legis 45-14
" 14-15 C1-6

D. 30

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* 3-5

**Part B. for** Aug 13

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SUBJECT.

Reconsideration of the question of extending the provisions of the Mysore Mines Regn to the Railway Premises between Bankipapam and Bowringpet stations on the S. G. F

Table of Contents

From Messrs John Taylor & Sons, London Dy 29.11.12
Informs that Mr Henry Taylor leaves for Kolar Gold Fields and will avail himself of an opportunity of discussing the matter further in person.

4 From the J. A. Resident No 714 Dy 3rd Feb 13
Invites refce to correspondence ending with his letter No 3573 Dy 21.6.12 (Legis 34-09 Sl 13) and informs that the Resident proposes to recommend the retransfer of the jurisdiction G. R. S. 58 over the Mines ~~Regn~~ Ry to the Dunbar (but that he thinks that it ~~be~~ would be better to wait until further experience is gained before the Mines Regn is extended thereto and that therefore it would perhaps be necessary to amend the Dunbar's Notn No J 521 Legis Dy 27.8.06 so as to exclude the Railway premises

from the operation of the Regn. Also invite an expression
of the opinion of the Durbar and ask for 6 spare
copies. Approved of. Messrs John Taylor & Sons. letter
dy 7 & 1912

Dr Wee) A Resident No Po C 84 3 & 22. 6. 13
Accepts the views of the Resident as
regards the retransfer of the jurisdiction to the
Durbar of jurisdiction over the Gold fields Reg
and the exclusion of the Railway premises from
the operation of the Mines Regn 1906, and forwards
twenty available copies of Messrs John Taylor & Sons' printed
representation
Nos 3705 C & M dt 13
Forwards copies of the above to the H.C. & Agent of H.C.
before. A) the above to the H.C. & Agent of H.C.
A) Kolar Gf

10 Sorham file
27th Sept 13

G.R.S. 11]

1912-13

GENERAL AND REVENUE SECRETARIAT.

(Legis )

NOTES.

File No. 19-12

FILE HEADING.

~~Petition from John Taylor and Sons for~~ Reconsideration of the question of extending the provisions of the Mysore Mines Regn to the Railway Premises between Marikuppam and Bowringpet stations on the K.G.F.

From

Messrs John Taylor and Sons, London.

No. — Dated 29/11/12. Received 10/12/12

| Diary No. | Enclos. | Spare Copies. | Serial No. |
|---|---|---|---|
| G 1593 | — | — | 3 |

BRIEF ABSTRACT OF LETTER.

Informs that Mr Henry Taylor has leave for Kolar Gold Fields and will avail himself of the an opportunity of discussing the matter further in person.

NOTES AND ORDERS.

Submitted with the previous files on the subject

SW(11) 21/12/12 — 27/12/12 Ro action seems necessary

SW

663 31.12.12

25/12/12 — 3. Dewan

Lee

NOTES—First Sheet.

GPB—80,000—27-6-11

Lee

24.1.13. Ro

Dewan 29/1

27/2

G. R. S. 12]

General and Revenue Secretariat.

Legis File No. 19 of 1912-13

Serial No. 4

No 714 dated 3rd Feb: 1913
From the First Asst to the Resident
Invites reference to correspondence ending with his letter No 3573 dated 24th June 1912 (Legis 34-09 & 13) and informs that the Resident proposes to recommend the retransfer of the jurisdiction over the Mines Ry to the Durbar but that he thinks that it would be better to wait partial further experience is gained better to wait until further experience is gained before the Mines Regn is extended thereto and that therefore it would perhaps be necessary to amend the Durbar's Notn No G 521 Legis dated 27/8/1906 so as to ~~extend~~ exclude the Railway premises from the operation of the Regn. Also invites an expression of the opinion of the Durbar and asks for 6 spare copies, if possible, of Messrs John Taylor & Sons' letter 8/3/1912.

5. Submitted with the connected files. There are only 5 spare copies in the file of Messrs John Taylor & Sons' letter of the 7th March 1912 referred to in the last para of the Residency letter.

Flag P

6. Submit the file at once to the Sec'y who has called for it

4/1/13 (SB)

SPA 5/2/13

NOTE—Contn. sheet.

Subd Thro' Asst Secy) Returned by Secy at 5 p.m. on 5/2/13

G.P.S.—20,000—20-1-12

[G. R. S. 12]

General and Revenue Secretariat.

Legs. File No. 19 of 1912

| Serial No. | |
|---|---|
| 7. | Subd with a draft letter to the D.A. Resident forwarding 4 copies of Messrs John Taylor & Sons' letter of the 7th March 1912 as desired by him in para 4 of the letter under disposal.<br>After issue the file may perhaps be unofficially sent to the DG. of Police & Dy Conr, Kolar for furnishing their views on the subject—<br>SN 6/2/13 |
| 8. | Draft Subd. After issue of the draft, the DG. of Police may be consulted unofficially, to facilitate early disposal.<br>Dy Secy) Secy)<br>SDR 10.2.13<br>Draft 6/2 SDR |
| 9. | I don't see the necessity for an additional reply to the one pursuant letter. Nor do I see any need to consult the DG unofficially.<br>The transfer of Jamalachan Mir the Railway line from Bowringpet to Narkunda in one of the things that the Durbar have been looking for in his last communication dy 15th Aug 1911 from the Resident. The Durbar were informed that the Station Master Resident was of opinion that Suggestions towards this end Exist for |

NOTE—Contn. sheet.

2057

G. R. S. 12]

General and Revenue Secretariat.

Legislative File No. 19 1912.

Serial No.

Submitting for his consideration & that for & decision his question & the hearings & jurisdiction The thanks & the Durbar are due to Sir Hugh Daly for having reconsidered his matter and decided not to recommend ~~it~~ his further ~~action~~. His hearings & jurisdiction for his sanction & his part & Durbar I think a reply may be sent accepting his proposal & the Resident and conveying their thanks to him for his consideration that this difficult important question has received at his hands.

Dewan
Thanjavur Annakan.

6/2/13

Draft 6/2

Submitted

Sd/ 6.2.13

Where is no need to consult the Ld. A on the subject as he was present when Mr. Resident & the Dewan explained all that took place there. A reply as suggested above & the Ld. may be drafted & submitted to the Secretary for approval & issue despatch

7/2/13

Draft

Sd/ 7/2

Sd/ 7.2.13

NOTE—Contn. sheet.

Sd/ 6/2/13

G I E—65,000—17-C-12.

*Submitted to His Highness.*

12 I submit herewith for His Highness' inform-
tion a copy of the Residency letter dated the 3rd February 191
in the matter of the proposed transfer to the Durbar of the -
jurisdiction over the branch Railway line between Bowringpet -
and Marikuppam on the Kolar Gold Fields in connection with the
extension to that area of the Mysore Mines Regulation.

2. A draft reply to the Residency will be prepared earl
and submitted for His Highness' appr..al.

M. Viswesvaraya
5th Feb. 1913.

Serial No.

15° We may say that we consider the proposal the most appropriate and the only efficacious way of dealing with this difficult & important question satisfactorily.

16° I wish to see the Notn about the present area in which the Mines Regn is in force — to know whether the Ry line thus ceded back will at once come under the Regn or a new Notn will be necessary. Probably a new Notn will be necessary

As the places are enumerated in the Notn; a new Notn extending the Regn to the ~~area~~ railway line will be necessary if jurisdiction is ceded back.

17° ~~As~~ I suppose the railway premises referred to is the Bowring Pett Station As it is on the through line we must exclude it — unless of course the Br. Govt agree to transfer jurisdiction on it also. This however they can be hardly

NOTE—Contn. sheet.

G. R. S. 12]

General and Revenue Secretariat. File No. 19 of 191

Serial No.

expected to do.

17/2/13

1477
19.2.13

Deccan

17/2

A draft reply to the Residency may be prepared and submitted early through the Councillor (

26.2.13

B III

Spr

Do be treated as very urgent

21/2

Subd with a draft reply

Rec'd reply

24/2/13

Memo received b.1.0 Ex 1/2

Fair Copy Ex'd

DY Secy

(2) clean draft as revised

22.2.13

A clean draft is putup.

24/2/13

DY Secy)

Secy)

24/2

NOTE—Contn. sheet.

G1 L—65,000—17-C-12.

G. R. S. 12]

General and Revenue Secretariat.

Y/5 File No. 19 of 1912-3.

Serial No.

21) Draft & reply to Res^y Residency to pursue for approval

LB
25/2/13

Dewan

Thro^h 1^st & 2^nd Councilor

Drm 25/2 SPR 25/2

22) Draft may be approved

Well
25/2/13

1^st Councilor

LB
25/2

Drm 26/2

SPR 26.2.13

23) I am afraid that I did not quite understand the Res^y letter rightly I see the draft reply makes out railway premises to mean the whole railway line over which jurisdiction is ceded. Would it be much of a remedy to cede jurisdiction & keep out the mines Reg^n I should like to discuss the matter with the Dy. who was, I believe present at the Conference

NOTE—Contn. sheet.

LB
26/2

Drm 27/2

27/2/13

GII—65,000—17-C-12

Serial No. 25)

Solicits orders as to what action has to be taken now, whether the file is to be submitted to the Secretary or whether the L.G. should be asked to see the Hon. Councillor.

SW 1/3/13.

DM Sec'y)
Secy)

SPL 1/3/13
DMM 1/3

26) If the Hon. Councillor wishes to say when would he like the L.G. to see him I shall write to the Secretary and he will arrange to have the file submitted to him then

L.G.

1/3/13
DMM 3/3

27) I have spoken to the Secretary Kantheswarayyar I wished to ascertain what view was exactly taken about this matter in the interview

28) I think that the reply drafted will not be sufficient and that it is necessary to ask that he should be left free in the

NOTE—Contn. sheet.

GPB—65,000—17-6-12

Serial No.

matter of applying the Mines Regulation I presume that the Govt of India will not cede the jurisdiction on the Bowenghat Station on the main line. There is really nothing to be gained by keeping a strip of the Country a few feet broad outside the Scope of the Mines Regulation while all the tract through which it runs is subject to it. It will merely tend to introduce Confusion in Police and Magisterial Procedure This must be represented and the cession of full jurisdiction asked for. In fact, if jurisdiction is once granted, it would be a very unusual interference with the inter-

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat.

File No. 19 of 1912.

Serial No.

real authority of the State to say that its undoubted power to apply its laws to the tract should be in any way qualified

2) I have amended the draft in accordance with this view.

6/3/13

3) Please put up a revised typed draft as suggested in Commissioner's —

Very early

7/3

4) Typed draft submitted 7.3.13

8/3/13

5) Seen

8/3/13

1769 10.3.13

NOTE—Contn. sheet.

GIE—65,000—17-C-12.

Extract of D.O.No.537 dated 27th March 1913 from the Dewan to the Private Secretary to H.H. the Maharaja.

**********

x x x

34 As regards subject No.2, the Hon'ble the Resident has agreed to retransfer the jurisdiction over the line to us. This is a most acceptable arrangement from our point of view. He is of opinion that it is not desirable to extend the Mines Regulation to the Railway Lines at once and that the arrangement proposed may be tried for one year. I agreed with the Resident as the extension of the Mines Regulation is comparatively a minor matter and should not be allowed to stand in the way of our getting the larger concession at once.

Jurisdiction over the Bowringpet-Kolar Gold Field Line and the extension of the Mines Regulation to the Railway limits.

x

With regard to subject No.3, the Hon'ble the Resident, after discussion, generously admitted that, if he were in our position, he would not consent to such an arrangement, the chief reason being that the Volunteers were not entirely under our control and would not be accountable to us for any excesses they may be led into, while coming to our assistance.

Employment of Volunteers in times of disturbance in the Kolar Gold Fields.

*Submitted to His Highness.*

Extract put up. (S)

34 In continuation of my D.O. to Mr. Campbell dated 27th March 1913, I submit the papers relating to the extension of the Mysore Mines Regulation to the Rail-way premises between Bowringpet and Marikuppam on the Kolar Gold Fields Railway line.

Paper under disposal

2. In regard to the restoration to the Durbar of the Jurisdiction over the Bowringpet-Kolar Gold Fields line, which the Hon'ble the Resident proposes to recommend for the sanction of the Government of India, I think we may readily accept this arrangement at once.

— do —

3. As regards the application of the Mines Regulation to this area, the Hon'ble the Resident propose that we might wait till further experience is gained.

Pages 10–12 of notes —

4. The First Councillor in accepting the proposal regarding the retransfer of jurisdiction as the most appropriate and efficacious way of dealing with this important question, considers that at the same time it is necessary that the Durbar should be left free to apply the Mysore Mines Regulation to the said area as a matter of course. He considers that there is really nothing to be gained by keeping a strip of the country a few feet broad outside the scope of the Mines Regulation, while all the tract through which it runs is subject to it, and that this arrangement will merely tend to introduce confusion in Police and Magisterial procedure. He adds that if jurisdiction is once granted it would be a very unusual interference with the internal authority of the State to say that its undoubted power to apply its laws to the tract should be in any way qualified.

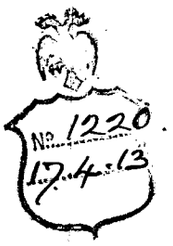
5. There is considerable force in the views of the First Councillor, but the Mining Regulation contains some very drastic provisions and it would not probably be permitted in British India. It is for this reason that the Hon'ble the Resident hesitates to recommend its extension to the area in question. We must be thankful for what we get and must not be over-anxious to extend an objectionable Regulation beyond the present limits.

6. In this view, I beg to recommend that the draft repl to the Residency as altered by me may be approved by His Highness.

Draft for approval

M. Viswanaraya,
17th April 1913

**Record of Cases submitted for the Orders of His Highness the Maharaja**




## *Subject.*

Draft reply to the Residency in regard to the re-transfer to the Durbar of the jurisdiction over the Kolar Gold Fields Railway line.

845

## *Order.*

3rd. Approved

KRM

18/4/13

3rd Secretary

19.4.13 RB

3rd B iii

19/4 June 1914

3rd To be circulated to Commander after issue of the Order. 19/4

Rec'd 5-30 PM 19/4

4-7-14 June 21/4

2057

[R. S. 12]

General and Revenue Secretariat.

Legis File No. 19 of 1912-17

Serial No.

5

No Pol. 893 dated 22/4/13
To the T. A. Resident

Accepts the views of the Resident as regards the retransfer of the jurisdiction to the Simbar of jurisdiction over the Gold Fields Ry and the exclusion of the Railway premises from the Operation of the Mines Regn., 1906, and forwards 4 available copies of Messrs John Taylor & Sons' printed representation Nos. 1 3205-6 & 24/4/13 to the G.G. of Police and D.C.s Kolar &c. Forwards 4 of the above to the Councillors for perusal, submitted to the Secretary for orders at page 15.

25/4/13 (S.S.) 1st + 2nd (Cs)

S.D.M. 25/4

26/4/13

26/4

S.D.M. 26/4.

28/4

28/4 30/4

30/4/13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

JOHN TAYLOR & SONS.
TELEGRAPHIC ADDRESS.
"ROLYAT, LONDON."
TELEPHONE. BANK 828.

DIARY No. J.1593

19/2-10/3
SECTION Legis
FILE No. 19-12
SERIAL No. 3

6, Queen Street Place,
London, 29th. November 1912.

From Messrs. John Taylor & Sons,
London.

To K. R. Srinivasiengar Esq., M.A.,
Offg. Secretary to the Government of H.H. the
Maharaja of Mysore, General & Revenue Departments,
Bangalore.

Dear Sir,

We beg to acknowledge the receipt of your letter of the 7th. instant regarding the question of extending the Mysore Mines Regulation of 1906 to the Railway Line and premises between Bowringpet and Marikuppam.

We have to state that our Mr. Henry Taylor, who leaves for the Kolar Gold Field today by the S.S. "Persia from Marseilles, will avail himself of an opportunity of discussing this matter further with you as soon after his arrival as possible.

We are, Dear Sir,

Yours faithfully,

John Taylor & Sons

Pol. & Ec. 1316 & 3.2.13

No. 714

From

P. B. WARBURTON, Esq., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

DIARY No. 9.2051.

| | |
|---|---|
| 1912-1913 | |
| SECTION | Legis |
| FILE No. | 19-12 |
| SERIAL No. | 4 |

To

The Dewan of Mysore.

*Dated Bangalore,* 3rd February 1913.

Sir,

I am to invite a reference to the correspondence ending with my letter No. 3573, dated the 21st June 1912, regarding the extension of the Mysore Mines Regulation to the railway premises between Bowringpet and Marikuppam on the Kolar Gold Field Railway line.

2. The President has had the opportunity of discussing this difficult question with a deputation from the Gold Fields. Messrs Srikantesvara Iyer and Bowring were also present and Sir Hugh Daly had the advantage of obtaining their views on the subject. I am now to inform you that, unless the Durbar see any objection, Sir Hugh proposes to place the whole case before the Government of India with a recommendation that in the first instance jurisdiction over the branch line should be transferred to the Durbar.

3. As regards the extension of the Mines Regulation, the Resident is disposed to think that it would be better to wait until further experience is gained, and I am to request that I may be favoured with an early expression of the Durbar's views on the subject. It would be apparently necessary

necessary to amend the Durbar's notification No. J 521-Legis., dated the 27th August 1906, so as to exclude the railway premises from the operation of the Regulations.

It would also be convenient if I could be furnished with six spare copies, if available, of the representation from Messrs John Taylor & Sons, dated the 7th March 1912, which formed an enclosure to Mr. Srinivasaiengar's letter No. 985, dated the 23rd May 1912.

I have the honour to be,

Sir,

Your most obedient servant,

First Assistant Resident.

Signed by
Sir K. R. Srinivasaiengar.

No.Pol. 893/Encls 7 & 22-4-13.
Fens Legis 19-12
Sec 5

To

The First Assistant to the
Hon'ble the Resident in Mysore.

Sir,

I am desired to acknowledge the receipt of your letter No.714 dated the 3rd February 1913, regarding the extension of the Mysore Mines Regulation to the Railway premises between Bowringpet and Marikuppam on the Kolar Gold Fields Railway line.

2. As regards the intimation conveye in your letter that, unless the Durbar see any objection, the Hon'ble the Resident pr poses to place the whole case before the Government of India with a recommendation that, in the first instance, jurisdiction over the Kolar Gold Fields Railway should transferred to the Durbar, I am directed to state that the arrangement would be as much in the interests of the Mining Companies as it would be agreeable to the Durbar.

3. As regards the extension of the Mines Regulation to the area over which jurisdiction is to be ceded back, the Durbar are, as at present advised, willing to agre to the Hon'ble the Resident's suggestion and wait till some further experience is gained.

4. With reference to the last para of your letter, I am to forward herewith four available copies of the printed re-

presentation

representation from Messrs. John Taylor and Sons of the 7th March 1912.

I have &c.,

5.4.13

Offg. Secretary to Govt.

To J 3205 & 24-4-13

1. Copy to the Inspector General of Police in Mysore, with reference to this office endorsement No. J. 1064 dated 26th September 1911.

J 3206 & 24-4-13

2. Copy to the Deputy Commissioner, Kolar District, with reference to this office endorsement No. J. ~~1061~~ 1065 dated ~~25th~~ 26th September 1911.

Encls 4.

*From* MESSRS. JOHN TAYLOR & SONS,
*Managers of Mining Companies working on the Kolar Gold Field,*
LONDON

*To* THE DEWAN OF MYSORE,
BANGALORE

*7th March*, 1912.

SIR,

No. 1063/ Legis. 34-09-7, dated 26th Sept., 1911.

We have received from our Mining Board on the Kolar Gold Field a copy of your Secretary's letter cited in the margin, which is a continuation of previous correspondence on the subject of applying the Mysore Mines Regulation of 1906 to the Railway Line and premises between Bowringpet and Marikuppam, opening out the larger question of complete jurisdiction in that small branch, 10 miles in length.

2. The correct appreciation of the matter under discussion is of such vital importance to the dual interests involved—firstly the rights of the Mysore State, and secondly the prosperity of the Gold Mining Companies under our management, —that we offer no apology for this attempt to place before the Government of His Highness the Maharaja a complete exposition of the initial stages and present surroundings of a case, which, we are compelled to believe, has suffered, and is still suffering, from a certain amount of misapprehension. In offering deferentially this opinion we desire to emphasise our warm acknowledgments of the sympathetic treatment, which has invariably been extended by the Mysore State to the subject matter of our present representation.

3. It may be useful at the outset to give a brief sketch of the administrative measures, which were taken from time to time on the Field so soon as remunerative working became assured. Even when mining arrangements had but imperfectly developed, the necessity for some connection with the Railway system of India was recognised, and the Branch line already referred to was projected and finally completed in 1894. The capital for construction was provided by the Mysore Government, the line becoming, as it still remains, the property of that State, jurisdiction being transferred to the British Government about the time the Railway was first opened, and long before questions of the kind now under consideration had arisen. Some years later as operations extended, the attention of the Mining authorities was directed to the prevalence of thefts of gold, and, eventually, on the advice of the late Sir Edward Bradford, Sir John Lambert, who brought to bear upon the complicated problems for solution, mature judgment and valuable experience as a Police Officer, was deputed to India, and employed in carrying out the necessary reforms. As the result of his four visits during 1900-05 the Police and Magisterial staffs were materially augmented, the Companies bearing an appreciable share of the cost of these improvements, and in addition reorganising their large force of Watchmen under competent supervision. The beneficial effects of thus strengthening the administrative machinery on the Field soon became evident, but further experience showed that an industry of a peculiar and hazardous nature, which was then, and still is, unique in the history of Indian commercial development, attracted adventurous

and unscrupulous characters to the Field, and required for its adequate protection something more than was contained in the ordinary law. To meet this want, after prolonged discussion and reference to the Government of India, the Mysore Mines Regulat on of 1906 was passed. This enactment can, if necessary, be extended to the whole State; it is now in force throughout the Kolar District only, excluding the Railway limits to which the special law does not penetrate. As a means of checking illicit practices on the Field the precautions taken have clearly been in the right direction, but the obstructive effect of a narrow strip of foreign jurisdiction covered by the Railway in the very centre of the properties, and its tendency to cripple the continuity of successful police and detective work, were only gradually realised.

4. We proceed now to give a few details about the Railway and its surroundings, so that its position on the Field may be clearly apprehended. Under the name of the Kolar Gold Field Railway it comprises a short link between the main Madras line and the Kolar Gold Field. It was made at the cost of the Mysore State, solely to serve the gold mining industry and settlements. There are five stations on the line within the mining area -- viz., Nine Reefs, Coromandel, Oorgaum, Champion Reefs and Marikuppam. The railway itself in its course through the Goldfield passes in many places in close proximity to shafts where ore is extracted, to mills where gold is recovered from the ore in the shape of amalgam, to assay offices where enormous quantities of pure gold are melted or otherwise treated, and offices where gold is stored. A man who has stolen gold can thus easily pass into a railway station or on to the line from any of the above places. Once inside railway premises he is immune from the search, to which persons travelling in the Kolar District outside the railway are liable under the Mines Regulation. An additional difficulty is that the British Railway Police are not qualified whether by sympathy, training, numbers, or organisation, to deal specially with offences arising out of the Mines Regulation. In saying this we wish to guard ourselves against any suggestion of neglect or hostility on the part of the Railway Police; but, however friendly that body may be, it is obvious that the scope of the Mysore Police work on the Field must necessarily be circumscribed when there is always the possibility that offenders may take refuge in the adjacent foreign jurisdiction.

5. Up to this point our endeavours have been directed towards demonstrating what we ask you to regard as a thoroughly unsatisfactory position, and explaining how it originated. Before turning to the alternative remedies which naturally suggest themselves, we think it desirable to deal with one objection, which, from the letter under reply, appears to have exercised some influence upon the Honble. the Resident - namely that our claim to relief has not been supported by adequate statistics, the number of criminal cases on the Railway being relatively insignificant. To require the production of facts and figures in proof of our contention that the Gold Field Police are hampered by the impediment to free working which we have described, is to impose upon us an obligation which we cannot possibly discharge. But, assuming that the situation has been fairly described, and the facts accurately stated, the matter in issue is not so much the number of failures which have occurred for the reason we assign, but, whether the

Gold Field Police can reasonably be expected, under the circumstances, to carry their work of detection to a satisfactory issue. If this question be answered, as we conceive it must be, in the negative, then we venture to say that a case for redress has been established.

6. Seeing that no compromise short of the adoption of the Mines Regulation on the Railway is likely to afford sensible relief, the alternative remedies seem to be:

(*a*) The extension of the Mines Regulation to the Railway, jurisdiction remaining as at present with the British Government;

or

(*b*) The restoration of jurisdiction on these lands to the Mysore State, in which case the Mines Regulation being already in force in the Kolar District, would, it is presumed, by its own vigour, extend to the ailway.

To the former course there are doubtless objections of a technical character, which, though not insuperable, we do not consider it necessary to discuss, preferring to confine our further observations to the question of a change in jurisdiction. By the aid of such information as is available to the public, we have carefully studied the whole problem, and fail to see what possible advantage can be derived from a continuance of the present police arrangements.

7. We are given to understand that the policy of the British Government is to assert their right to police all through and main lines of railway, a proposition the soundness of which is indisputable. But the Kolar Gold Field Railway is in no sense a railway thoroughfare; it leads only to the Gold Field, being almost exclusively concerned with its business, and the large population it supports. The exceptional character of the Railway is that it feeds a particular industry, which, as has been admitted, requires special protection. The claim for such protection appears consequently to be strong, and we have the less hesitation in pressing for its acceptance, because there are, we understand, two existing precedents in the Mysore State, where in considerably longer branch lines the Mysore Government has retained its jurisdiction, the consideration governing the decision in both these cases being that the branches in question are, as is the Kolar Gold Field Railway, purely local and not through lines.

8. We note that you quote some portions of a letter received by you from the Residency, supporting the maintenance of existing conditions; one of these is to the effect that, the main Madras line being only a few miles distant from the Field, a change would not materially impede the operations of gold thieves, as they would not be compelled to use the branch line. The answer to this objection is, that with the road to Bowringpet efficiently patrolled and the Kolar Gold Field Railway policed by the Gold Field, such offenders would find it less easy than at present to make good their escape.

9. The main difficulty felt by the Honble. the Resident appears however to centre in the suggestion that the maintenance of British jurisdiction on the Mines Railway is desirable, because were the Mines Regulation to become operative on their branch, *the provision for arbitrary search* would impose *upon the public a restriction on personal and private liberty which would not be tolerable.* It must be conceded, that, if this could be upheld, our representation would not merit further discussion. Fortunately, the information available enables us to assert with confidence that there is nothing whatever, whether in the records of the past, or a reasonable estimate of future proceedings, which affords, or is likely to afford, grounds for this unfavourable anticipation. As to the probability of "*arbitrary*" search, we invite your attention to Section 40 of the Mines Regulation, which clearly provides that searches made for the purposes of the Regulation shall be governed by the Mysore Code of Criminal Procedure, that is to say, by a law which is practically the same as the law in force all over British India. It is no doubt true that the Regulation very rightly empowers the police to search for illicit possession of gold and mining materials; but the search must be made on reasonable grounds, and in a reasonable way. Moreover, the only people likely to be affected by such search would be those leaving the Goldfield, who are already liable to search on the mining area just outside the railway limits. Were the police to embark upon such oppressive and illegal measures as "*arbitrary*" searches, it is certain that their undesirable activities would speedily come under the controlling power of the Mysore judicial authorities close at hand, or of the Chief Court of Mysore which sits in the neighbouring City of Bangalore, and could be moved to take effective action at very short notice. We submit therefore that conditions will not in any sense be favourable for systematic or uncontrolled severity towards the public arising out of the working of this special law on the short Branch.

10. The most gratifying testimony to the smooth and satisfactory operation of the Mines Regulation on the Fields is afforded by the Mysore Government orders on this subject, from which we quote the following:

Proceedings, dated 8th October, 1908.

"Government note with satisfaction the assurance of the District Magistrate
"that the Regulation while protecting the Gold industry is being
"worked smoothly without causing any hardships to the law abiding
"population of the Gold Fields area."

Proceedings, dated 1st April, 1910.

"The provisions of the Regulation appear to have worked on the whole with
"ease and without hardship to the law abiding and peaceful subjects
"residing in the area."

11. The application of the Regulation to the Railway Line would, we are advised, in no way resemble experimental legislation in novel surroundings, but merely extend a local enactment, which is as well known to the honest and law

abiding people in the whole of that neighbourhood, as it is to the dishonestly minded. These considerations were doubtless present to the mind of the Inspector-General of Police, Mysore, when in reporting on the working of the Mines Regulation on the Field, he wrote as follows:—(Paragraph 3, letter 5134,[1] dated 7th February, 1908): "As regards the extension of the Mines Regulation to the Railway "premises, I have already given my opinion in former communications to Govern- "ment. The only practical and sound solution of this difficulty lies in the handing "over of the Gold Fields Branch Railway to the jurisdiction of the Mysore "Government, as is the case in the Bangalore-Mysore and Birur-Shimoga sections. "I can see no valid objection whatever to this proposal, as the Branch Railway to "the Mines is entirely the property of the Mysore Government, and in no way "interferes with the through lines to Harihar and Hindupur, which naturally the "Government of India desire to have full control over."

12. In conclusion we submit that there is a serious defect in the existing law and police arrangements on the Kolar Branch Railway, and that we are entitled to press for redress. We have done our best to suggest remedies, of which we, for our part, infinitely prefer the more comprehensive one mentioned in paragraph 6 of this letter—namely, the restoration to His Highness the Maharaja of jurisdiction over his own Branch Railway. The Directors of the various Mining Companies interested, and we ourselves as the responsible Managers, trust that the Mysore Government and the Resident will now see some way to help us effectively. Our interests in a business of this kind are identical with those of the Durbar; and we have no object in view except that of checking crime and illicit practices causing, and likely to cause, serious loss to the mining industry on the Gold Field. Upon that object much money and labour have, as you are aware, already been expended both by the Mysore Durbar and by the Mining Companies we represent. We feel sure that we shall not appeal in vain to that spirit of enlightened progress which animates the conduct of His Highness's Government.

We are, SIR,

Your obedient Servants,

JOHN TAYLOR & SONS.